IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

SPECIAL CRIMINAL APPLICATION No 393 of 2003

For Approval and Signature:

Hon'ble MR.JUSTICE KUNDAN SINGH

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1. Whether Reporters of Local Papers may be allowed to see the judgements? : NO

2. To be referred to the Reporter or not? : NO

3. Whether Their Lordships wish to see the fair copy of the judgement? : NO

4. Whether this case involves a substantial question of law as to the interpretation of the Constitution of India, 1950 of any Order made thereunder? : NO

5. Whether it is to be circulated to the concerned Magistrate/Magistrates,Judge/Judges,Tribunal/Tribunals? : NO

VASANTBHAI @ GULLO MANGALBHAI HARIJAN

Versus

STATE OF GUJARAT

Appearance:

1. Special Criminal Application No. 393 of 2003

MS SMITA R PATEL for Petitioner No. 1

MR RM CHAUHAN APP for Respondents.

Date of decision: 07/05/2003

ORAL JUDGEMENT

1. Rule. Mr. R.M. Chauhan, learned A.P.P. appears and waives service of notice of Rule on behalf of the respondents. Heard the learned counsel for the parties.

2. This is an application preferred by the petitioner for grant of parole leave for a period of 30 days on the ground that he is suffering from jaundice.

3. Learned A.P.P. produced one letter dated 29-4-2003 issued by the Medical Officer, Baroda Central Prison, Vadodara showing that the necessary medical treatment is being provided to the petitioner from the Jail Dispensary. However, it appears that the petitioner is suffering from some disease and therefore the requires treatment from the expert doctor.

4. In the facts and circumstances of the case and the submissions made by the learned counsel for the parties, this petition is allowed and the petitioner-prisoner is ordered to be released on parole leave for a period of 30 days from the date of his actual release, on usual terms and condition. Rule is made absolute. D.S. is permitted.

(Kundan Singh, J.)

/JVSatwara/